

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
Sherman Division**

VOIT TECHNOLOGIES, LLC,

Plaintiff,

vs.

USA VACUUM, LLC,

Defendant.

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Case No. 4:17-cv-00535-ALM

ORDER

On February 6, 2018, Plaintiff VOIT Technologies, LLC filed a Notice of Voluntary Dismissal Without Prejudice (“Notice”). The Court has reviewed the Notice. In accordance with Fed.R.Civ.P. 41(a)(1)(A)(i), Defendant USA Vacuum, LLC has neither answered Plaintiff’s Complaint for Patent Infringement (Dkt. #1) nor filed a motion for summary judgment.

Accordingly, the Court hereby **ORDERS** that this case is **DISMISSED WITHOUT PREJUDICE**, with each party to bear its own costs and attorneys’ fees.

All relief not previously granted is hereby denied.

The Clerk is directed to close this civil action.

IT IS SO ORDERED.

SIGNED this 7th day of February, 2018.


AMOS L. MAZZANT
UNITED STATES DISTRICT JUDGE